

**DRAFT ONLY  
NOT APPROVED FOR  
INTRODUCTION**

HOUSE BILL NO. [BILL NUMBER]

Motor club services updates.

Sponsored by: Joint Transportation, Highways & Military  
Affairs Interim Committee

A BILL

for

1 AN ACT relating to insurance; amending definitions for  
2 motor club services; eliminating requirements for motor  
3 club membership cards or certificates; repealing  
4 requirements and procedures for motor club agent licenses;  
5 and providing for an effective date.

6

7 *Be It Enacted by the Legislature of the State of Wyoming:*

8

9       **Section 1.** W.S. 31-14-102(a)(vi), (vii), (xii),  
10 (xiii) by creating a new subparagraph (D) and (xiv),  
11 31-14-110, 31-14-115 and 31-14-116(a)(ii) and (v) are  
12 amended to read:

1

2       **31-14-102. Definitions.**

3

4       (a) As used in this act:

5

6               (vi) "Discount service" means an arrangement by  
7 a motor club resulting in giving special discounts, rebates  
8 or reductions of price on gasoline, oil, repairs, parts,  
9 accessories or service for motor vehicles or other goods  
10 and services to holders of service contracts with the club;

11

12               (vii) "Emergency road service" means ~~the~~  
13 ~~adjustment, repair or replacement~~ any act by a motor club  
14 consisting of fuel delivery, extrication, lockout service,  
15 key replacement, repair, replacement or other adjustment of  
16 the equipment, tires or mechanical parts of a motor vehicle  
17 so as to permit it to be operated under its own power;

18

19               (xii) "Motor club" means a person directly or  
20 indirectly engaged, ~~either as principal or agent,~~ in  
21 selling or offering for sale, furnishing or procuring motor  
22 club service;

23

1 (xiii) "Motor club service" means the rendering  
2 or procuring of any of the services defined in this act to  
3 any person in connection with the ownership, operation, use  
4 or maintenance of a motor vehicle by the person upon any of  
5 the following considerations:

6  
7 (D) The person is or will be offered other  
8 features or services the commissioner declares by rule to  
9 constitute a motor club service that is not the business of  
10 insurance.

11  
12 (xiv) "Service contract" means a written  
13 agreement whereby any person promises for a consideration  
14 to render, furnish or procure motor club service for any  
15 other person and includes contracts satisfying the  
16 requirements of W.S. 31-14-119;

17  
18 **31-14-110. Continuation of certificate of authority.**

19  
20 Every certificate of authority issued to a motor club shall  
21 ~~expire annually on July 1, of each year, unless sooner~~  
22 ~~revoked or suspended.~~ continue in force until suspended or  
23 revoked by the commissioner or terminated at the motor

1 club's request, subject to payment each year before July 1,  
2 of the annual licensing fee provided in W.S. 31-14-  
3 109(a)(ii).

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6 \*\*\*\*\*

7 **STAFF COMMENT**

8 W.S. 31-4-109(a)(ii) requires a motor club to pay to the  
9 commissioner an annual license fee of one hundred dollars  
10 (\$100.00).

11  
12 \*\*\*\*\*

13 \*\*\*\*\*

14  
15 **31-14-115. Membership card or certificate; date and**  
16 **signature on service contract.**

17  
18 Every service contract executed, issued or delivered in  
19 this state shall be accompanied by a ~~membership card or~~  
20 ~~certificate and shall be dated and signed by the motor club~~  
21 ~~issuing it~~ proof of membership provided to the contract  
22 holder.

23  
24 **31-14-116. Contents of service contract.**

1 (a) A service contract shall not be executed, issued  
2 or delivered in this state unless it contains the  
3 following:

4  
5 (ii) The exact location of its home office and  
6 ~~of its usual place of business in this state, giving street~~  
7 ~~number and city~~ any business office in the United States,  
8 phone number, e-mail address or other contact information  
9 to which consumer inquiries may be made;

10  
11 (v) A statement in not less than fourteen (14)  
12 point-~~modern~~ bold type at the head of the contract stating,  
13 "This is not an automobile liability or physical damage  
14 insurance contract."

15  
16 **Section 2.** W.S. 31-14-102(a)(iv) and 31-14-120  
17 through 31-14-129 are repealed.

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21 **STAFF COMMENT**

22 **W.S. 31-14-102(a)(iv) defines "club agent." W.S. 31-14-120**  
23 **through 31-14-129 provides for agent licenses for those who**  
24 **work in the state as a motor-club agent. These sections**

1 also provide for conditions for issuance and renewal, agent  
2 qualifications, and grounds for suspension or revocation of  
3 the agent license.

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7  
8 **Section 3.** This act is effective July 1, 2018.

9  
10 (END)